

# Not Relevant

---

**From:** Jeffrey H Birk <[jeffrey.birk@basf.com](mailto:jeffrey.birk@basf.com)>

**Sent:** Monday, March 14, 2022 4:40 PM

**To:** Roe, Lindsay <[Roe.Lindsay@epa.gov](mailto:Roe.Lindsay@epa.gov)>; Steven Callen <[steven.callen@bayer.com](mailto:steven.callen@bayer.com)>; Hathaway, Margaret <[Hathaway.Margaret@epa.gov](mailto:Hathaway.Margaret@epa.gov)>; McCaskill Amy USRS <[Amy.McCaskill@syngenta.com](mailto:Amy.McCaskill@syngenta.com)>; George Sabbagh <[george.sabbagh@bayer.com](mailto:george.sabbagh@bayer.com)>; Thomas Orr <[thomas.orr@bayer.com](mailto:thomas.orr@bayer.com)>; Janet Hou <[janet.hou@basf.com](mailto:janet.hou@basf.com)>

**Cc:** Echeverria, Marietta <[Echeverria.Marietta@epa.gov](mailto:Echeverria.Marietta@epa.gov)>; Schmid, Emily <[Schmid.Emily@epa.gov](mailto:Schmid.Emily@epa.gov)>; Meadows, Sarah <[Meadows.Sarah@epa.gov](mailto:Meadows.Sarah@epa.gov)>; Rosenblatt, Daniel <[Rosenblatt.Dan@epa.gov](mailto:Rosenblatt.Dan@epa.gov)>; BCSReg\_Archive <[esepamailbox@bayer.com](mailto:esepamailbox@bayer.com)>

**Subject:** RE: [EXT] RE: Updated Draft Dicamba Terms - RE: Dicamba OTT Discussion

Lindsay, that works for BASF.

Jeff

**Jeffrey Birk**

Product Registration Manager

Phone: +1 919 547-2622, Mobile: PII Fax: +1 919 547-2850, Email: [jeffrey.birk@basf.com](mailto:jeffrey.birk@basf.com)  
Postal Address: BASF Corporation, , 26 Davis Drive, 27709-3528 Research Triangle Park, United States



We create chemistry

BASF Corporation

---

**From:** Roe, Lindsay <[Roe.Lindsay@epa.gov](mailto:Roe.Lindsay@epa.gov)>

**Sent:** Monday, March 14, 2022 4:21 PM

**To:** Steven Callen <[steven.callen@bayer.com](mailto:steven.callen@bayer.com)>; Hathaway, Margaret <[Hathaway.Margaret@epa.gov](mailto:Hathaway.Margaret@epa.gov)>; McCaskill Amy USRS <[Amy.McCaskill@syngenta.com](mailto:Amy.McCaskill@syngenta.com)>; Jeffrey H Birk <[jeffrey.birk@basf.com](mailto:jeffrey.birk@basf.com)>; George Sabbagh <[george.sabbagh@bayer.com](mailto:george.sabbagh@bayer.com)>; Thomas Orr <[thomas.orr@bayer.com](mailto:thomas.orr@bayer.com)>; Janet Hou <[janet.hou@basf.com](mailto:janet.hou@basf.com)>

**Cc:** Echeverria, Marietta <[Echeverria.Marietta@epa.gov](mailto:Echeverria.Marietta@epa.gov)>; Schmid, Emily <[Schmid.Emily@epa.gov](mailto:Schmid.Emily@epa.gov)>; Meadows, Sarah <[Meadows.Sarah@epa.gov](mailto:Meadows.Sarah@epa.gov)>; Rosenblatt, Daniel <[Rosenblatt.Dan@epa.gov](mailto:Rosenblatt.Dan@epa.gov)>; BCSReg\_Archive <[esepamailbox@bayer.com](mailto:esepamailbox@bayer.com)>

**Subject:** RE: [EXT] RE: Updated Draft Dicamba Terms - RE: Dicamba OTT Discussion

Hi, all.

We're planning on responding to you with a document containing updated terms and conditions this evening. We will need a response to these terms and conditions by 11am tomorrow. Meg will be putting a 9am (Eastern) meeting on the calendar so we can quickly walk through and talk out any immediately obvious issues. Please let us know if your participation in that meeting is possible.

If there is additional feedback on the document sent at 11am, we would appreciate your cooperation in turning any subsequent versions around at maximum speed.

Thanks,  
Lindsay

---

**From:** Steven Callen <[steven.callen@bayer.com](mailto:steven.callen@bayer.com)>

**Sent:** Monday, March 14, 2022 2:30 PM

**To:** Hathaway, Margaret <[Hathaway.Margaret@epa.gov](mailto:Hathaway.Margaret@epa.gov)>; McCaskill Amy USRS <[Amy.McCaskill@syngenta.com](mailto:Amy.McCaskill@syngenta.com)>; Jeffrey H Birk <[jeffrey.birk@basf.com](mailto:jeffrey.birk@basf.com)>; George Sabbagh <[george.sabbagh@bayer.com](mailto:george.sabbagh@bayer.com)>; Thomas Orr <[thomas.orr@bayer.com](mailto:thomas.orr@bayer.com)>; Janet Hou <[janet.hou@basf.com](mailto:janet.hou@basf.com)>

**Cc:** Echeverria, Marietta <[Echeverria.Marietta@epa.gov](mailto:Echeverria.Marietta@epa.gov)>; Roe, Lindsay <[Roe.Lindsay@epa.gov](mailto:Roe.Lindsay@epa.gov)>; Schmid, Emily <[Schmid.Emily@epa.gov](mailto:Schmid.Emily@epa.gov)>; Meadows, Sarah <[Meadows.Sarah@epa.gov](mailto:Meadows.Sarah@epa.gov)>; Rosenblatt, Daniel <[Rosenblatt.Dan@epa.gov](mailto:Rosenblatt.Dan@epa.gov)>; BCSReg\_Archive <[esepamailbox@bayer.com](mailto:esepamailbox@bayer.com)>

**Subject:** RE: [EXT] RE: Updated Draft Dicamba Terms - RE: Dicamba OTT Discussion

Hi Meg,

We realized we didn't specifically respond to your comment on the timeframe for sending EPA the report of our activities for our efforts around these labels. During our meeting, we had discussed +45 days after approval for submitting the report, and we concur with that timeframe.

Thanks,  
Steven

---

**From:** Hathaway, Margaret <[Hathaway.Margaret@epa.gov](mailto:Hathaway.Margaret@epa.gov)>

**Sent:** Monday, March 14, 2022 10:58 AM

**To:** McCaskill Amy USRS <[Amy.McCaskill@syngenta.com](mailto:Amy.McCaskill@syngenta.com)>; Jeffrey H Birk <[jeffrey.birk@basf.com](mailto:jeffrey.birk@basf.com)>; Steven Callen <[steven.callen@bayer.com](mailto:steven.callen@bayer.com)>; George Sabbagh <[george.sabbagh@bayer.com](mailto:george.sabbagh@bayer.com)>; Thomas Orr <[thomas.orr@bayer.com](mailto:thomas.orr@bayer.com)>; Janet Hou <[janet.hou@basf.com](mailto:janet.hou@basf.com)>

**Cc:** Echeverria, Marietta <[Echeverria.Marietta@epa.gov](mailto:Echeverria.Marietta@epa.gov)>; Roe, Lindsay <[Roe.Lindsay@epa.gov](mailto:Roe.Lindsay@epa.gov)>; Schmid, Emily <[Schmid.Emily@epa.gov](mailto:Schmid.Emily@epa.gov)>; Meadows, Sarah <[Meadows.Sarah@epa.gov](mailto:Meadows.Sarah@epa.gov)>; Rosenblatt, Daniel <[Rosenblatt.Dan@epa.gov](mailto:Rosenblatt.Dan@epa.gov)>

**Subject:** RE: [EXT] RE: Updated Draft Dicamba Terms - RE: Dicamba OTT Discussion

Thank you, Amy. OPP will review these comments and get back to you.

- Meg

---

**From:** McCaskill Amy USRS <[Amy.McCaskill@syngenta.com](mailto:Amy.McCaskill@syngenta.com)>

**Sent:** Monday, March 14, 2022 11:47 AM

**To:** Hathaway, Margaret <[Hathaway.Margaret@epa.gov](mailto:Hathaway.Margaret@epa.gov)>; Jeffrey H Birk <[jeffrey.birk@basf.com](mailto:jeffrey.birk@basf.com)>; Steven Callen <[steven.callen@bayer.com](mailto:steven.callen@bayer.com)>; George Sabbagh <[george.sabbagh@bayer.com](mailto:george.sabbagh@bayer.com)>; Thomas Orr <[thomas.orr@bayer.com](mailto:thomas.orr@bayer.com)>; Janet Hou <[janet.hou@basf.com](mailto:janet.hou@basf.com)>

**Cc:** Echeverria, Marietta <[Echeverria.Marietta@epa.gov](mailto:Echeverria.Marietta@epa.gov)>; Roe, Lindsay <[Roe.Lindsay@epa.gov](mailto:Roe.Lindsay@epa.gov)>; Schmid, Emily <[Schmid.Emily@epa.gov](mailto:Schmid.Emily@epa.gov)>; Meadows, Sarah <[Meadows.Sarah@epa.gov](mailto:Meadows.Sarah@epa.gov)>; Rosenblatt, Daniel <[Rosenblatt.Dan@epa.gov](mailto:Rosenblatt.Dan@epa.gov)>

**Subject:** RE: [EXT] RE: Updated Draft Dicamba Terms - RE: Dicamba OTT Discussion

Hi Meg,

We think that would be feasible. Please see attached draft with the few remaining comments we have. We are happy to meet again should you deem it necessary.

Best Regards,

Amy McCaskill (she/her)  
Sr Federal Regulatory Manager, US Herbicide Portfolio

---

**From:** Hathaway, Margaret <[Hathaway.Margaret@epa.gov](mailto:Hathaway.Margaret@epa.gov)>

**Sent:** Monday, March 14, 2022 11:08 AM

**To:** McCaskill Amy USRS <[Amy.McCaskill@syngenta.com](mailto:Amy.McCaskill@syngenta.com)>; Jeffrey H Birk <[jeffrey.birk@basf.com](mailto:jeffrey.birk@basf.com)>; Steven Callen <[steven.callen@bayer.com](mailto:steven.callen@bayer.com)>; George Sabbagh <[george.sabbagh@bayer.com](mailto:george.sabbagh@bayer.com)>; Thomas Orr <[thomas.orr@bayer.com](mailto:thomas.orr@bayer.com)>; Janet Hou <[janet.hou@basf.com](mailto:janet.hou@basf.com)>

**Cc:** Echeverria, Marietta <[Echeverria.Marietta@epa.gov](mailto:Echeverria.Marietta@epa.gov)>; Roe, Lindsay <[Roe.Lindsay@epa.gov](mailto:Roe.Lindsay@epa.gov)>; Schmid, Emily <[Schmid.Emily@epa.gov](mailto:Schmid.Emily@epa.gov)>; Meadows, Sarah <[Meadows.Sarah@epa.gov](mailto:Meadows.Sarah@epa.gov)>; Rosenblatt, Daniel <[Rosenblatt.Dan@epa.gov](mailto:Rosenblatt.Dan@epa.gov)>

**Subject:** RE: [EXT] RE: Updated Draft Dicamba Terms - RE: Dicamba OTT Discussion

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Hello Amy:

OPP suggests draft correspondence be sent within five business days after approval of the action. Would that be feasible?

Margaret Hathaway (Meg)  
Senior Regulatory Specialist  
U.S. Environmental Protection Agency  
OCSP: Office of Pesticide Programs  
Registration Division – Herbicide Branch  
[hathaway.margaret@epa.gov](mailto:hathaway.margaret@epa.gov)

(202) 566-2730

---

**From:** McCaskill Amy USRS <[Amy.McCaskill@syngenta.com](mailto:Amy.McCaskill@syngenta.com)>  
**Sent:** Monday, March 14, 2022 9:56 AM  
**To:** Hathaway, Margaret <[Hathaway.Margaret@epa.gov](mailto:Hathaway.Margaret@epa.gov)>; Jeffrey H Birk <[jeffrey.birk@basf.com](mailto:jeffrey.birk@basf.com)>; Steven Callen <[steven.callen@bayer.com](mailto:steven.callen@bayer.com)>; George Sabbagh <[george.sabbagh@bayer.com](mailto:george.sabbagh@bayer.com)>; Thomas Orr <[thomas.orr@bayer.com](mailto:thomas.orr@bayer.com)>; Janet Hou <[janet.hou@basf.com](mailto:janet.hou@basf.com)>  
**Cc:** Echeverria, Marietta <[Echeverria.Marietta@epa.gov](mailto:Echeverria.Marietta@epa.gov)>; Roe, Lindsay <[Roe.Lindsay@epa.gov](mailto:Roe.Lindsay@epa.gov)>; Schmid, Emily <[Schmid.Emily@epa.gov](mailto:Schmid.Emily@epa.gov)>; Meadows, Sarah <[Meadows.Sarah@epa.gov](mailto:Meadows.Sarah@epa.gov)>; Rosenblatt, Daniel <[Rosenblatt.Dan@epa.gov](mailto:Rosenblatt.Dan@epa.gov)>  
**Subject:** RE: [EXT] RE: Updated Draft Dicamba Terms - RE: Dicamba OTT Discussion

Thanks for that clarification. I had a question on that as well. Since EPA has asked for 7 days to review. Is there a timeframe by which you are expecting to receive the letter?

Best Regards,

Amy McCaskill (she/her)  
Sr Federal Regulatory Manager, US Herbicide Portfolio

---

**From:** Hathaway, Margaret <[Hathaway.Margaret@epa.gov](mailto:Hathaway.Margaret@epa.gov)>  
**Sent:** Monday, March 14, 2022 9:28 AM  
**To:** Jeffrey H Birk <[jeffrey.birk@basf.com](mailto:jeffrey.birk@basf.com)>; Steven Callen <[steven.callen@bayer.com](mailto:steven.callen@bayer.com)>; McCaskill Amy USRS <[Amy.McCaskill@syngenta.com](mailto:Amy.McCaskill@syngenta.com)>; George Sabbagh <[george.sabbagh@bayer.com](mailto:george.sabbagh@bayer.com)>; Thomas Orr <[thomas.orr@bayer.com](mailto:thomas.orr@bayer.com)>; Janet Hou <[janet.hou@basf.com](mailto:janet.hou@basf.com)>  
**Cc:** Echeverria, Marietta <[Echeverria.Marietta@epa.gov](mailto:Echeverria.Marietta@epa.gov)>; Roe, Lindsay <[Roe.Lindsay@epa.gov](mailto:Roe.Lindsay@epa.gov)>; Schmid, Emily <[Schmid.Emily@epa.gov](mailto:Schmid.Emily@epa.gov)>; Meadows, Sarah <[Meadows.Sarah@epa.gov](mailto:Meadows.Sarah@epa.gov)>; Rosenblatt, Daniel <[Rosenblatt.Dan@epa.gov](mailto:Rosenblatt.Dan@epa.gov)>  
**Subject:** RE: [EXT] RE: Updated Draft Dicamba Terms - RE: Dicamba OTT Discussion

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Hello Jeff:

In reply to your question, prior to initiating that correspondence as per section 3c. EPA would also to be able to view the final correspondence upon request if needed, but the main intent is for EPA to be able to look at that correspondence and provide comment before it is distributed.

Margaret Hathaway (Meg)  
Senior Regulatory Specialist  
U.S. Environmental Protection Agency  
OCSP: Office of Pesticide Programs

ED\_005172C\_00002328-00004

Registration Division – Herbicide Branch  
[hathaway.margaret@epa.gov](mailto:hathaway.margaret@epa.gov)  
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---

**From:** Jeffrey H Birk <[jeffrey.birk@basf.com](mailto:jeffrey.birk@basf.com)>

**Sent:** Monday, March 14, 2022 9:09 AM

**To:** Hathaway, Margaret <[Hathaway.Margaret@epa.gov](mailto:Hathaway.Margaret@epa.gov)>; Steven Callen <[steven.callen@bayer.com](mailto:steven.callen@bayer.com)>; McCaskill Amy USRS <[Amy.McCaskill@syngenta.com](mailto:Amy.McCaskill@syngenta.com)>; George Sabbagh <[george.sabbagh@bayer.com](mailto:george.sabbagh@bayer.com)>; Thomas Orr <[thomas.orr@bayer.com](mailto:thomas.orr@bayer.com)>; Janet Hou <[janet.hou@basf.com](mailto:janet.hou@basf.com)>

**Cc:** Echeverria, Marietta <[Echeverria.Marietta@epa.gov](mailto:Echeverria.Marietta@epa.gov)>; Roe, Lindsay <[Roe.Lindsay@epa.gov](mailto:Roe.Lindsay@epa.gov)>; Schmid, Emily <[Schmid.Emily@epa.gov](mailto:Schmid.Emily@epa.gov)>; Meadows, Sarah <[Meadows.Sarah@epa.gov](mailto:Meadows.Sarah@epa.gov)>; Rosenblatt, Daniel <[Rosenblatt.Dan@epa.gov](mailto:Rosenblatt.Dan@epa.gov)>

**Subject:** RE: [EXT] RE: Updated Draft Dicamba Terms - RE: Dicamba OTT Discussion

Hi Meg,

The three registrants have a meeting planned for 11:00 this morning in which we plan to go through the terms and conditions draft document and make any additional changes/comments. I expect that we will be able to send that revised document by this afternoon.

Perhaps you can provide a quick answer for one question that I have. Regarding the required correspondence with sellers and distributors, are the registrants required to submit that correspondence to EPA for review and comment prior to initiating that correspondence as per section 3c, or are we required to make it available to EPA upon request as per 2e?

2e. Registrant must send a report to EPA by XX/XX/2022 + 30 days detailing its efforts to accomplish all of the above. A copy of the training materials must be included with this report. Registrant must maintain copies of any correspondence it sends to all sellers, distributors, and purchasers and make them available to EPA upon request.

3c. Registrant will send, either to a valid and appropriate e-mail address and/or via mail, correspondence to all known sellers and distributors of this product to notify them of these changes. Registrant will send a copy of this correspondence to EPA prior to distribution of these materials. EPA will be offered at least seven days to review and EPA comments must be incorporated into the final materials.

Thanks,

Jeff

**Jeffrey Birk**  
Product Registration Manager

Phone: +1 919 547-2622, Mobile: [REDACTED] PII Fax: +1 919 547-2850, Email: [jeffrey.birk@basf.com](mailto:jeffrey.birk@basf.com)  
Postal Address: BASF Corporation, , 26 Davis Drive, 27709-3528 Research Triangle Park, United States



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---

**From:** Hathaway, Margaret <[Hathaway.Margaret@epa.gov](mailto:Hathaway.Margaret@epa.gov)>  
**Sent:** Monday, March 14, 2022 8:59 AM  
**To:** Jeffrey H Birk <[jeffrey.birk@basf.com](mailto:jeffrey.birk@basf.com)>; Steven Callen <[steven.callen@bayer.com](mailto:steven.callen@bayer.com)>; McCaskill Amy USRS <[Amy.McCaskill@syngenta.com](mailto:Amy.McCaskill@syngenta.com)>; George Sabbagh <[george.sabbagh@bayer.com](mailto:george.sabbagh@bayer.com)>; Thomas Orr <[thomas.orr@bayer.com](mailto:thomas.orr@bayer.com)>; Janet Hou <[janet.hou@basf.com](mailto:janet.hou@basf.com)>; Dixon Monty USGR <[monty.dixon@syngenta.com](mailto:monty.dixon@syngenta.com)>  
**Cc:** Echeverria, Marietta <[Echeverria.Marietta@epa.gov](mailto:Echeverria.Marietta@epa.gov)>; Roe, Lindsay <[Roe.Lindsay@epa.gov](mailto:Roe.Lindsay@epa.gov)>; Schmid, Emily <[Schmid.Emily@epa.gov](mailto:Schmid.Emily@epa.gov)>; Meadows, Sarah <[Meadows.Sarah@epa.gov](mailto:Meadows.Sarah@epa.gov)>; Rosenblatt, Daniel <[Rosenblatt.Dan@epa.gov](mailto:Rosenblatt.Dan@epa.gov)>  
**Subject:** [EXT] RE: Updated Draft Dicamba Terms - RE: Dicamba OTT Discussion

Good morning, dicamba registrants:  
OPP would like to know how soon your companies plan to have a joint terms and conditions response prepared for Agency review. As you know, this is a priority action for Iowa and Minnesota.

Thank you,  
Meg

Margaret Hathaway (Meg)  
Senior Regulatory Specialist  
U.S. Environmental Protection Agency  
OCSPP: Office of Pesticide Programs  
Registration Division – Herbicide Branch  
[hathaway.margaret@epa.gov](mailto:hathaway.margaret@epa.gov)  
(202) 566-2730

---

**From:** Hathaway, Margaret  
**Sent:** Thursday, March 10, 2022 4:00 PM  
**To:** Jeffrey H Birk <[jeffrey.birk@basf.com](mailto:jeffrey.birk@basf.com)>; Steven Callen <[steven.callen@bayer.com](mailto:steven.callen@bayer.com)>; McCaskill Amy USRS <[Amy.McCaskill@syngenta.com](mailto:Amy.McCaskill@syngenta.com)>; George Sabbagh <[george.sabbagh@bayer.com](mailto:george.sabbagh@bayer.com)>; Thomas Orr <[thomas.orr@bayer.com](mailto:thomas.orr@bayer.com)>; Janet Hou <[janet.hou@basf.com](mailto:janet.hou@basf.com)>; Dixon Monty USGR <[monty.dixon@syngenta.com](mailto:monty.dixon@syngenta.com)>  
**Cc:** Echeverria, Marietta <[Echeverria.Marietta@epa.gov](mailto:Echeverria.Marietta@epa.gov)>; Roe, Lindsay <[Roe.Lindsay@epa.gov](mailto:Roe.Lindsay@epa.gov)>; Schmid, Emily <[Schmid.Emily@epa.gov](mailto:Schmid.Emily@epa.gov)>; Meadows, Sarah <[Meadows.Sarah@epa.gov](mailto:Meadows.Sarah@epa.gov)>; Rosenblatt, Daniel <[Rosenblatt.Dan@epa.gov](mailto:Rosenblatt.Dan@epa.gov)>  
**Subject:** Updated Draft Dicamba Terms - RE: Dicamba OTT Discussion

Dear Dicamba Registrants:

Please find the attached document containing the draft terms and conditions discussed during our 3pm meeting today. As noted previously, areas of recently revised text are flagged in blue or green highlighting. Comment bubbles identify places where feedback is particularly requested.

Best regards,  
Meg

Margaret Hathaway (Meg)  
Senior Regulatory Specialist  
U.S. Environmental Protection Agency  
OCSP: Office of Pesticide Programs  
Registration Division – Herbicide Branch  
[hathaway.margaret@epa.gov](mailto:hathaway.margaret@epa.gov)  
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-----Original Appointment-----

**From:** Schmid, Emily <[Schmid.Emily@epa.gov](mailto:Schmid.Emily@epa.gov)>

**Sent:** Thursday, March 10, 2022 8:32 AM

**To:** Schmid, Emily; Roe, Lindsay; Meadows, Sarah; Hathaway, Margaret; Rosenblatt, Daniel; Jeffrey H Birk; Steven Callen; McCaskill Amy USRS; George Sabbagh

**Cc:** Echeverria, Marietta; Dixon Monty USGR; Janet Hou; Thomas Orr

**Subject:** Dicamba OTT Discussion

**When:** Thursday, March 10, 2022 3:00 PM-3:30 PM (UTC-05:00) Eastern Time (US & Canada).

**Where:** Microsoft Teams Meeting

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